

AMENDED AGENDA
(Amended Items in Bold)
KANSAS RACING AND GAMING COMMISSION
10:00 a.m., Saturday, June 13, 2009

The Braden Room
Eureka Downs Racing Facility
210 North Jefferson Street
Eureka, KS

A. CALL TO ORDER

B. APPROVAL OF THE AGENDA

C. APPROVAL OF MINUTES

1. [Minutes of May 15, 2009](#)

D. CONSENT AGENDA

Items listed on the consent agenda are a variety of different contract and items which are routine in nature. If requested by a Commissioner, an item on the consent agenda may be removed from the Consent Agenda and placed under Commission Items for further discussion and consideration.

1. Anthony Fair Association – review and approve contracts
 - a. [Tim Horan](#), Abilene, Kansas, employment agreement
 - b. [Erin K. Marshall](#), Lawrence, Kansas, employment agreement
 - c. [Rita Osborn](#), Eureka, Kansas, employment agreement
 - d. [Tara Osborn](#), Eureka, Kansas, employment agreement
 - e. [Gene Wilson & Associates](#), Pond Creek, Oklahoma, photofinish and video services
 - f. [Amtote International](#), Hunt Valley, Maryland, totalisator services agreement
 - g. [TruForm Racing Services](#), Henderson, Nevada, Horse racing program and reporting services

E. LOTTERY GAMING FACILITY & RACE TRACK REPORTS

1. Butler National Service Corp./Boot Hill Casino and Resort
2. Eureka Downs
3. Anthony Downs

F. COMMISSION ITEMS

1. Kansas Horsemen's Association (KHA) Compliance Audit for year ended December 31, 2008

Commission Action:

Commission review and discussion

Staff Presentation:

Charles LaBoy, Director of Audit and Electronic Security

Staff Recommendation:

Staff recommends approval

- a. [Staff Memo](#)

- b. [Memo for 2008 Audit Engagement](#)
 - c. [KHA 2008 Financial Statements](#)
- 2. Kansas Horsemen's Association (KHA) request to allocate Kansas Bred Funds
 - Commission Action:* *Commission review and discussion*
 - Staff Presentation: Charles LaBoy, Director of Audit and Electronic Security
 - Staff Recommendation: Staff recommends approval
 - a. [Staff Memo](#)
 - b. [KHA Letter](#)
- 3. Presentation of 2009 Anthony Downs Condition Book
 - Commission Action:* *Commission review and discussion*
 - Staff Presentation: Charles LaBoy, Director of Audit and Electronic Security
AFA Representative
 - Staff Recommendation: Recommendation pending further information from horsemen
 - a. [Staff Memo](#)
 - b. [Anthony Conditions Book](#)
 - c. [KTA Response](#)
 - d. [KQHRA Response](#)
 - e. [KQHRA Letter](#)
 - f. [KQHRA Spreadsheet](#)

G. PUBLIC COMMENTS

H. STAFF REPORTS

- 1. Executive Director
 - a. [Commission Meeting Calendar](#)

I. EXECUTIVE SESSION

- 1. Attorney-client communication
- 2. Background reports

J. OTHER BUSINESS/FURTHER COMMISSION ACTION

- 1. Discussion, consideration and possible action on background report items
 - a. GTECH Corporation
 - b. Spielo Manufacturing ULC
 - c. Greenwood County Fair Association personnel
 - i. Luis C. Sanchez
- 2. Discussion, consideration and possible action on Licenses, Certifications and Positions

- a. Gaming Supplier Certificate
 - i. Spielo Manufacturing ULC
 - ii. GTECH Corporation and its employees not currently licensed in the State of Kansas who will be working at the Topeka lottery office:
 - a) Patrick Craig Director of Operations
 - b) Dennis Christian Technology Section Supervisor
 - c) Marcus Collette Senior Control Room Operator
 - d) Wayne Crith Computer Operator - Senior
 - e) William G. Davis Field Service Technician
 - f) Casey L. Fulton Computer Operator - Senior
 - g) Robert L. Heptig Field Service Manager
 - h) David J. Hirsch Systems Administrator
 - i) Derek H. Sparks Computer Operator
 - j) Bradley Steele Computer Operator - Senior
 - k) Algis Valanciunas General Manager – Kansas and Nebraska
 - l) Howard E. Warner Field Service Technician
 - m) Laura Wassam Computer Operator - Senior
 - n) Darrell E. Wehmeier Computer Operator
 - o) Donald Whisler Computer Operator
- b. Greenwood County Fair Association Race Official:
 - i. Luis C. Sanchez Clerk of Scales
- c. Anthony Fair Association Race Officials:
 - i. Terry Allen Backup Patrol Judge
 - ii. Beth Bird Horsemen's Bookkeeper
 - ~~iii. Dustin Broyles Backup Starter~~
 - iv. Gary Edmonson Paddock Judge, Identifier, Starter
 - v. Gary Gerber Patrol Judge
 - vi. Tim Horan Greyhound Racing Secretary, Backup
Paddock Judge, Backup Clerk of Scales
 - vii. Jan Jones Clerk of Scales, Backup Greyhound Racing
Secretary
 - viii. Mel Kitts Backup Clerk of Scales
 - ix. Synda Kitts Backup Horsemen's Bookkeeper
 - x. Erin Marshall Mutuel Manager
 - xi. Rita Osborn Horse Racing Secretary
 - xii. Tara Osborn Backup Horse Racing Secretary

K. ADJOURNMENT

KANSAS RACING AND GAMING COMMISSION

MINUTES – May 15, 2009

CALL TO ORDER:
(A.)

Chair Sader called the May 15, 2009, meeting to order at 10:02 am at 700 SW Harrison, Auditorium B, Suite 460, Topeka, Kansas. Commissioners Sader, Braun, Falstad, and Schwan were present at the meeting. Commissioner McKechnie participated by teleconference. Others present included Executive Director Stephen Martino; Assistant Attorney General Patrick Martin; Director of Audit/Electronic Security Charles LaBoy; Director of Security Don Brownlee; Director of Communications/Responsible Gaming Mike Deines; Director of Administration Don Cawby; Commission Recording Secretary Linda Pendarvis and other staff.

MOTION, APPROVE
AGENDA:
(B.)

Commissioner Falstad (McKechnie) moved to approve the agenda as corrected. (Changed the title of Garry Edmondson [L.2.d.iv.] from “Race Official” to “Backup Race Official.”) Motion passed unanimously.

MOTION, APPROVE APRIL
16, 2009, MEETING
MINUTES:
(C.1.)

Commissioner McKechnie (Braun) moved to approve the minutes of the April 16, 2009, commission meeting as submitted. Motion passed unanimously.

MOTION, APPROVE
CONSENT AGENDA:
(D.)

Commissioner Schwan (Braun) moved to approve the consent agenda as follows:

1. Eureka Downs – review and approve contracts
 - a. Larry Hayes, *Eureka, Kansas*, mowing
 - b. Rita Osborn, *Eureka, Kansas*, employment agreement
2. TRAK East – review and approve contracts
 - a. Kevin Allis, *Wichita, Kansas*, contract labor
 - b. Shelley A. Bunch, *Paola, Kansas*, veterinary supplies for adoption kennel
 - c. Candlewood Suites, *Kansas City, Kansas*, hotel accommodations for employees
 - d. Chris Mitchell, *Kansas City, Missouri*, hauling greyhounds
 - e. Network Solutions, *Herndon, Virginia*, two-year renewal for domain names
 - f. Dale Rogers, *Mangum, Oklahoma*, hauling greyhounds
 - g. Doug Schoepf, *Aurora, Nebraska*, writing 2008 Condition Book for horse meet (Thoroughbred)
 - h. Scientific Games Racing, LLC, *Chicago, Illinois*, interface

fees

- i. Josh Van Oort, *Urbandale, Iowa*, writing 2008 Condition Book for horse meet (Quarter Horse)

Motion passed unanimously.

PRESENTATIONS TO THE
COMMISSION:
(E.1.)

Mr. Martino introduced Amy Fuller, Senior Manager of Compliance for GTECH, who gave an overview of Lottomatica and GTECH. Ms. Fuller then introduced Mr. Robin Drummond, Vice President of Sales, who reviewed GTECH's history in the State of Kansas and its corporate mission.

KANSAS LOTTERY
COMMISSION REPORT:
(F.)

The commission heard Keith Kocher, director of gaming facilities for the Kansas Lottery, report on the current status of casinos:

- Boot Hill casino's construction is moving along and appears to be on track.
- There were no legislative changes to the Expanded Lottery Act during the recent session.
- Golden Gaming has withdrawn from consideration as a gaming facility manager, leaving Penn National and Kansas Entertainment in the northeast gaming zone.
- Three companies have applied with the Lottery to be a manager in the south central gaming zone.
- Contracts have been drafted and sent out to the remaining applicants. Applicants will give their presentations to the Lottery commission at its June 17 meeting. It will be suggested that the Lottery Commission hold its vote until Monday, June 29, in order to allow more time for the process to be considered appropriately.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS:
(G.1.)

The commission heard Clint Patty, attorney for Butler National Service Corp. d/b/a Boot Hill Casino and Resort. Mr. Patty provided a hand-out with illustrations of construction progress on the Boot Hill Casino and Resort. He reported that the casino remains on track to open in late November or early December 2009. Commissioner Falstad inquired as to the status of pending payments due KRGC by Butler National. Chair Sader directed Mr. Patty to inform his client that unless either (1) payment is received on its past-due financial obligation to the commission by June 13, the date of the next commission meeting, or (2) the commission has a payment agreement on its agenda at said meeting, the commission will at that time consider taking appropriate action under the law.

DISCUSSION, KANSAS
RACING, LLC INTERNAL
CONTROLS:
(H.1.)

The commission heard Mr. LaBoy discuss Kansas Racing, LLC's internal controls.

MOTION, ACCEPT STAFF

Commissioner Falstad (Braun) moved to accept the measures outlined in

May 15, 2009

Page 3

RECOMMENDATIONS:
(H.1.)

The Woodlands' response to the auditor's management letter, based on its current level of activity. Motion passed unanimously.

DISCUSSION, TRAK EAST
INTERNAL CONTROLS:
(H.2.)

The commission heard Mr. LaBoy discuss The Racing Association of Kansas East (TRAK East) internal controls.

MOTION, ACCEPT STAFF
RECOMMENDATIONS:
(H.2.)

Commissioner Falstad (Braun) moved to accept the measures outlined in TRAK East's response to the auditor's management letter, based on its current level of activity. Motion passed unanimously.

DISCUSSION, ANTHONY
DOWNS ORGANI-
ZATIONAL LICENSE:
(H.3.)

The commission heard Mr. LaBoy discuss the issuance of an organizational license to the Anthony Fair Association. Additional comments were heard from Dan Bird, president of the Anthony Fair Association; and Gary Smith, representing the Kansas Thoroughbred Association.

MOTION, APPROVE
ANTHONY DOWNS
ORGANIZATIONAL
LICENSE:
(H.3.)

Commissioner Schwan (McKechnie) moved to approve the Anthony Fair Association's application for an organizational license to conduct horse and greyhound races on July 10, 11, 12, 17, 18 and 19 contingent upon receipt of an irrevocable letter of credit in the amount of \$117,317. Motion passed unanimously.

DISCUSSION, FINAL
APPROVAL OF K.A.R.
112-12-15 LIVE HORSE
RACING PURSE FUND
REGULATION:
(H.4.)

The commission heard Mr. Martin present a post-hearing edited version of K.A.R. 112-12-15, live horse racing purse supplement fund regulation pursuant to K.S.A. 2007 Supp. 74-8767(a)(3). Changes in language were suggested as follows:

- delete "at Kansas racetracks" phrase

MOTION, FINAL
APPROVAL OF K.A.R.
112-12-15 LIVE HORSE
RACING PURSE FUND
REGULATION:
(H.4.)

Commissioner Schwan (Falstad) moved for final approval of the corrected version of K.A.R. 112-12-15. On a roll call vote, the motion passed unanimously.

DISCUSSION, PROPOSED
TRAVEL POLICY 3-05:
(H.5.)

The commission heard Mr. Cawby discuss proposed travel policy 3-05, which clarifies agency travel policies and provides for further accountability and cost containment measures.

MOTION, APPROVE
TRAVEL POLICY 3-05:
(H.5.)

Commissioner Braun (McKechnie) moved to approve travel policy 3-05 as presented and authorize the chair to sign the policy. Motion passed unanimously.

CALL FOR PUBLIC
COMMENTS:
(I.)

Chair Sader called for public comments.

- Jerry Johnson spoke on behalf of the minor breeds.

May 15, 2009

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STAFF REPORT,
EXECUTIVE DIRECTOR:
(J.1.)

The commission heard a staff report from Mr. Martino, including:

- a legislative update
- a reminder regarding the track licensure order entered by the commission last year
- an update by Rita Osborn on activities at Eureka Downs
- an update by Dan Bird on Anthony Downs
- a reminder that the June 13 meeting will be in Eureka and the July 17 meeting in Anthony

STAFF REPORT,
ASSISTANT ATTORNEY
GENERAL:
(J.2.)

Mr. Martin had no report.

STAFF REPORT, CAWBY:
(J.3.)

Mr. Cawby reported that a conflict exists with some commissioners' schedules on the October and December commission meeting dates. A resolution in this conflict will be announced later. Mr. Cawby anticipates that the November commission meeting will be held in Dodge City.

EXECUTIVE SESSION:
(K.1.)

Commissioner Schwan (Braun) moved that the commission take a five-minute break, followed by a 30-minute executive session from 11:30 am until noon for the purpose of attorney-client communication. Those included in the executive session were the commission, the executive director, and assistant attorney general. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as a part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. Motion passed unanimously.

RECONVENE:

The commission meeting reconvened at noon with all members present as previously noted.

MOTION, EXECUTIVE
SESSION:
(K.2.)

Commissioner Braun (Schwan) moved that the commission go into executive session for 30 minutes from 12:05 pm until 12:35 pm for the purpose of hearing 26 background reports. In addition to the commission, those included in the executive session were the executive director, assistant attorney general and security staff. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as a part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. Motion passed unanimously.

RECONVENE:

The commission meeting reconvened at 12:35 pm with all members present as previously noted.

MOTION, APPROVE
BACKGROUND REPORTS:
(L.1.)

Commissioner Falstad (Schwan) moved to approve the background investigation reports of:

- Amtote International
 - Paul Szeffinski
 - Randle Kerr, Jr.
 - Shawn Lacy
 - Darrell Binns
 - Charles Bieber
 - John Faloni
 - David Cytacki
 - James Ripley
 - Ryan Sersen
 - Adam Sanders
- Camille Frakes
- Kindra Pirtle
- Patrick Regier
- Patricia Simmons
- Kellie Willhite
- Jack Lindamood
- Alton Hoover
- Tara Osborn
- McPherson Contractors, Inc.
 - Michael McPherson
 - Bruce McPherson
 - Matthew McPherson
 - James Heit
 - Wesley Morris
- Harvey Phelps, d/b/a/ Gene Wilson & Associates
- True Center Gate Leasing, Inc.
 - David Russ

Motion passed unanimously.

MOTION, APPROVE
LICENSES:
(L.2.a.)

Commissioner Braun (Schwan) moved to approve the licenses of the following for the 2009 fair season:

- Amtote International
- Gene Wilson & Associates
- True Center Gate Leasing, Inc.

Motion passed unanimously.

MOTION, APPROVE
POSITIONS:
(L.2.b.,c.,d.)

Commissioner Schwan (Falstad) moved to approve the following positions:

- KRGC animal health officers and technician contractors
 - Camille Frakes, Veterinary Technician
 - Bill McKinley, DVM, Animal Health Officer
 - Kindra Pirtle, Veterinary Technician
 - Patrick Regier, DVM, Animal Health Officer
 - Patricia Simmons, Veterinary Technician
 - Kellie Willhite, Veterinary Technician
- KRGC racing steward personnel
 - Robin Sellman, Steward
 - Bobby Stovall, Steward
 - Dave Turnbull, Steward
 - Lisa Cole, Alternate Steward
- Greenwood County Fair Association personnel
 - Jack Lindamood, Greenwood County Fair Association Director
 - Alton Hoover, Occupation License for Director of Operations, Eureka
 - Tara Osborn, Race Official (Horsemen's Bookkeeper), Eureka
 - Garry Edmondson, Backup Race Official (Backup Clerk of Scales), Eureka

Motion passed unanimously.

ADJOURN:

Commissioner Braun (McKechnie) moved to adjourn at 12:40 pm.
Motion passed unanimously.

SUBMITTED BY:

William Falstad
Secretary

APPROVED BY:

Carol H. Sader
Chair

Contract Review Cover Sheet

Contract Title: Contract for Parimutuel Racing Services

Licensee: The Anthony Fair Association

Name/Address of Tim Horan, Post Office Box 101, Abilene, Kansas 67410

Other Party(ies):

Subject Matter: Greyhound racing supervision and program services

Contract Date/ May 19, 2009

Duration: July 10 to July 19 2009, plus additional time necessary to properly perform such services.

Renewal: ☐ Yes ☐ No

Changes: ☐ Yes (see attached changes) ☐ No Changes

Modification of
Existing Agreement: ☐ Yes (see attached)

Executed By: Tim Horan and Dan Bird

Payment Terms: \$7,114, payable one-half on July 12, 2009 and one-half on July 19, 2009

Date Submitted: May 29, 2009

Submitted By: John M. Gaffney

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Contract Review Cover Sheet

Contract Title: Contract for Parimutuel Racing Services

Licensee: The Anthony Fair Association

Name/Address of Erin K. Marshall, P.O. Box 3112, Lawrence, KS 66046

Other Party(ies):

Subject Matter: Complete supervision of mutuels division

Contract Date/ May 25, 2009

Duration: July 10 to July 19, 2009, plus additional time necessary to proper performance

Renewal: ☐ Yes ☐ No

Changes: ☐ Yes (see attached changes) ☐ No Changes

Modification of
Existing Agreement: ☐ Yes (see attached)

Executed By: Erin K. Marshall and Dan Bird

Payment Terms: \$2,000, payable one-half on July 12, 2009 and one-half on July 19, 2009

Date Submitted: May 29, 2009

Submitted By: John M. Gaffney

6/2008
D.1.b

Contract Review Cover Sheet

Contract Title: Contract for parimutuel racing services

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): Rita Osborn, Post Office Box 66, Eureka, Kansas 67045

Subject Matter: Horse racing secretary

Contract Date/ May 12, 2009

Duration: July 10 to July 19, 2009, plus additional time necessary to properly perform service

Renewal: ☒ Yes ☐ No

Changes: ☒ Yes (see attached changes) ☐ No Changes

Modification of Existing Agreement: ☐ Yes (see attached)

Executed By: Rita Osborn and Dan Bird

Payment Terms: \$4,000 payable one-half on July 12, 2009 and one-half on July 19, 2009, plus motel room cost reimbursement upon presentation of statement.

Date Submitted: May 29, 2009

Submitted By: John M. Gaffney

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205 D.I.c

Contract Review Cover Sheet

Contract Title: Contract for parimutuel racing services

Licensee: The Anthony Fair Association

Name/Address of
Other Party(ies): Tara Osborn, Post Office Box 66, Eureka, Kansas 67045

Subject Matter Horse racing program production and race results reporting services.

Contract Date/ May 12, 2009

Duration: July 10 to July 19, 2009, plus additional time necessary to properly
performance

Renewal: ☐ Yes ☐ No

Changes: ☐ Yes (see attached changes) ☐ No Changes

Modification of
Existing Agreement: ☒ Yes (see attached)

Executed By: Tara Osborn and Dan Bird

Payment Terms: \$1,800 payable one-half on July 12, 2009 and one-half on July 19, 2009, plus
motel room cost reimbursement upon presentation of statement.

Date Submitted: May 29, 2009

Submitted By: John M. Gaffney

Contract Review Cover Sheet

Contract Title: Video and Photo Services Agreement

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): Gene Wilson & Associates, Inc., P.O. Box 417, Pond Creek, Oklahoma, 73766

Subject Matter: Photofinish and video

Contract Date/ April 9, 2009

Duration: July 10 to July 19, 2009

Renewal: ☐ Yes ☐ No

Changes: ☐ Yes (see attached changes) ☐ No Changes

Modification of Existing Agreement: ☐ Yes (see attached)

Executed By: Harvey Phelps and Dan Bird

Payment Terms: \$1195 per race day, plus \$3.75 per set (13", 19" & 20") per race day, \$4.75 per set (26") per race day, \$.80 per set per race day for operating cleaning, \$10 per race day for optional black and white camera, \$40 per hour plus travel for video design engineer or field supervisor, \$22 per hour plus travel expenses for engineering technician, \$22 per hour for system supervisor and \$15 per hour for camera operator. \$75.00 per day for electronic imaging photofinish operator.

Date Submitted: May 29, 2009

Submitted By: John M. Gaffney

D.I.e

6/2009

Contract Review Cover Sheet

Contract Title: Totalisator Services Agreement

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): AmTote International, 11200 Pepper Road, Hunt Valley, Maryland 21031

Subject Matter: Totalisator services

Contract Date: June 1, 2004

Duration: June 1, 2009 to May 31, 2010

Executed By: Steve Keech and Dan Bird

Payment Terms: See Schedule 1 of agreement. (\$5,000 installation + \$3,000 per race day)

Date Submitted: June 5, 2009

Submitted By: John M. Gaffney

6
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Contract Review Cover Sheet

Contract Title: Contract for Parimutuel Racing Services

Licensee: The Anthony Fair Association

Name/Address of Other Party(ies): TruForm Racing Services, 721 Red Bark Lane, Henderson, NV 89011

Subject Matter: Horse racing entry, program and reporting services

Contract Date/ June 4, 2009

Duration: July 10 to July 19, 2009, plus additional time necessary to proper performance

Renewal: ☐ Yes ☐ No

Changes: ☐ Yes (see attached changes) ☐ No Changes

Modification of Existing Agreement: ☐ Yes (see attached)

Executed By: Josephine Stavers and Dan Bird

Payment Terms: See page 7 of contract. \$1,500 set-up, and \$375.00 per race day.

Date Submitted: June 4, 2009

Submitted By: John M. Gaffney

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: June 13, 2009

AGENDA ITEM: **Presentation of KRGC compliance audit of Kansas Horsemen's Association ("KHA") for the year ended December 31, 2008.**

PRESENTER: Brandi Baer, Internal Controls Auditor, KRGC

ISSUE SUMMARY: Commission staff conducted a compliance audit of the KHA for the year ended December 31, 2008.

COMMISSION ACTION REQUIRED/REQUESTED: Commission review and discussion of report and financial statements.

STAFF RECOMMENDATIONS: Staff recommends the report and related financial statements be approved, as presented, by the Commission.

Memo

To: Stephen L. Martino, Executive Director, KRGC
From: Charles LaBoy, Director of Audit and Electronic Security, KRGC
Date: June 1, 2009
Re: Compliance Audit of Kansas Horsemen's Association

We have performed a compliance audit of the Kansas Horsemen's Association ("KHA") operations for the year ended December 31, 2008. This compliance audit is substantially less in scope than an audit of financial statements in accordance with Statement on Auditing Standards as promulgated by the Auditing Standards Board of the AICPA. KRGC is not independent with respect to the KHA.

The KHA continues to serve under a previous contract with the KRGC as the official horse registering and distribution agency for Kansas, in accordance with K.S.A. 74-8830.

We have attached the Balance Sheet of the KHA at December 31, 2008 and the related Profit & Loss Statement for the KHA for the year ended December 31, 2008.

Balance Sheet

The Balance Sheet reflects a decrease in cash and equity during the year ended December 31, 2008. The cause for the decrease in cash and equity results principally from the net loss for the year.

Office equipment with acquisition costs of \$2,494 is fully depreciated.

Liabilities shown relate to payroll taxes payable by the Association at the end of 2008.

Profit & Loss Statement

The KHA had a net loss in 2008 of \$9,101. In 2007, the Association had net income of \$10,287.

Registry Activity

	2008	2007	% Change
Kansas Domiciled Mare Registrations	4,000.00	3,850.00	3.90%
Kansas Domiciled Stallion Registrations	750.00	300.00	150.00%
Mare Certifications	4,130.00	3,255.00	26.88%
Stallion Certifications	1,500.00	700.00	114.29%
Two Year Old and Up Registrations	500.00	6,500.00	-92.31%
Weanling Registrations	9,200.00	9,500.00	-3.16%
Yearling Registrations	750.00	5,500.00	-86.36%
	<u>20,830.00</u>	<u>29,605.00</u>	<u>-29.64%</u>

Findings

We noted a significant lack of segregation of duties because the Association's administrator was the only employee of KHA during 2008, and, consequently, she performed virtually all the recordkeeping and reconciliation processes that underlie the financial and other data we audited. This is typical in an organization of this size and is usually mitigated by oversight performed by others in a position to review her work. Some review is performed and adjustments made during the annual tax preparation but daily work is typically not reviewed.

As of May 15, 2009, the Association's administrator is no longer a salaried employee; however, the administrator continues to provide similar services on a voluntary basis. This change will allow the Association to continue to serve as the official registering agency for the duration of 2009 as the Associations revenues continue to decline.

We noted no issues of non-compliance by the KHA with the rules and regulations of the KRGC.

02/17/09

KANSAS BRED REGISTRY PROGRAM**Balance Sheet**

As of December 31, 2008

PROCESSED

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RECEIVED
KANSAS RACING AND
GAMING COMMISSION

	Dec 31, '08
ASSETS	
Current Assets	
Checking/Savings	
KS Bred Program Checking	7,784.95
KS Horsemen's Assoc-Checking	2,433.64
Total Checking/Savings	10,218.59
Other Current Assets	
Fund Bal. Rec-KS BRED REGISTRY	10,512.99
Total Other Current Assets	10,512.99
Total Current Assets	20,731.58
Fixed Assets	
Computer	
Depreciation	-1,994.00
Original Cost	1,994.00
Total Computer	0.00
Printer	
Depreciation	-500.00
Original Cost	500.00
Total Printer	0.00
Total Fixed Assets	0.00
TOTAL ASSETS	20,731.58
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Other Current Liabilities	
Federal W/H Tax Payable	336.00
FICA Tax Pay - Med. Care	57.44
FICA Tax Pay - SS	245.60
Fund Bal. Pay-KS Horsemen Assoc	10,512.99
State W/H Tax Payable	245.00
Total Other Current Liabilities	11,397.03
Total Current Liabilities	11,397.03
Total Liabilities	11,397.03
Equity	
FUND BALANCE-KS HORSEMEN ASSOC	15,107.03
FUND BALANCE - KS BRED REGISTRY	4,581.61
Retained Earnings	-1,253.02
Net Income	-9,101.07
Total Equity	9,334.55
TOTAL LIABILITIES & EQUITY	20,731.58

02/17/09

KANSAS BRED REGISTRY PROGRAM**Profit & Loss**

January through December 2008

	Jan - Dec '08
Income	
KS Domiciled Mare Regist.	
Ks Domicile Mare Reg PA	250 00
KS Domic Mare Reg. QH	550 00
KS Domic Mare Reg. TB	3,200 00
Total KS Domiciled Mare Regist.	4 000 00
KS Domiciled Stallion Regist.	
KS Domic Stallion Reg. QH	50 00
KS Domic Stallion Reg. TB	700 00
Total KS Domiciled Stallion Regist.	750 00
Mare Certifications	
Mare Certifications PA	175 00
Mare Certifications - QH	1,015 00
Mare Certifications - TB	2 940 00
Total Mare Certifications	4,130 00
Stallion Certifications	
Stallion Certifications - QH	100 00
Stallion Certifications - TB	1,400 00
Total Stallion Certifications	1,500 00
Two Yr Old and Up Registrations	
Two Yr Old & Up Reg - QH	500 00
Total Two Yr Old and Up Registrations	500 00
Weanling Registrations	
Weanling Reg. - QH	4,950 00
Weanling Reg. - TB	3,950 00
Weanling Registrations Pa	300 00
Total Weanling Registrations	9,200 00
Yearling Registrations	
Yearling Reg. - QH	500 00
Yearling Reg. - TB	250 00
Total Yearling Registrations	750 00
Total Income	20 830 00
Expense	
Service Fee	12 26
Telephone	388 82
Postage	37 26
Analysis Service Charge	135 61
Board Meeting Expense	190 00
Business Insurance	375 00
Corporate Annual Report Fee	40 00
FICA Expense/Med. Care	373 36
FICA Expense/SS	1,596 40
FUTA Tax Expense	56 00
Licenses	20 00
Office Supplies	152 48
Salary Expense	25 749 88
Tax Return Preparation	490 00
Travel Expense	94 00
Uncategorized Expenses	0 00
Workers Compensation	220 00
Total Expense	29 931 07
Net Income	-9,101.07

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: June 13, 2009

AGENDA ITEM: **Kansas Horsemen's Association request to allocate Kansas Bred funds.**

PRESENTER: Charles LaBoy, Director of Audit and Electronic Security

ISSUE SUMMARY: The Kansas Horsemen's Association has requested to allocate residual thoroughbred Kansas Bred purse supplements that are not paid out at the Eureka and Anthony meets to thoroughbred mare and stallion awards.

This request is in accordance with K.S.A. 74-8829 which states that moneys credited to the Horse Breeding Development Fund be allocated by breed to each of the following categories: purse supplements; stakes and awards; stallion awards; breeder awards; and equine research.

COMMISSION ACTION REQUIRED/REQUESTED: Commission review and discussion and approval of request.

STAFF RECOMMENDATIONS: Staff recommends approval of the request.

PROCESSED

2009 MAY 22 A 11: 06

RECEIVED
KANSAS RACING AND
GAMING COMMISSION

May 21, 2009

Charles LaBoy
Acting Director of Racing
Kansas Racing and Gaming Commission
700 S.W. Harrison St.; Suite 500
Topeka, KS 66603-3754

Dear Charles:

At the request of several K.T.A. members, last week I asked Joyce Billings, executive director of K.H.A., to call and poll all the K.H.A. board members and ask them their position on the use of any possible left over thoroughbred Kansas Bred Purse Supplement Money from the 2009 Eureka Downs and Anthony Downs race meets. It was unanimous that we request that any thoroughbred Kansas Bred Purse Supplement Money left over after those two 2009 meets be paid out in the form of thoroughbred mare and stallion awards for 2009.

Your reply will be appreciated.

Sincerely,



Dwight Daniels, President
Kansas Horsemen's Association

Kansas Racing and Gaming Commission

STAFF AGENDA MEMORANDUM

DATE OF MEETING: June 13, 2009

AGENDA ITEM: **Presentation of the 2009 Anthony Downs Conditions Book.**

PRESENTER: Charles LaBoy, Director of Audit and Electronic Security
AFA Representative

ISSUE SUMMARY: Anthony Downs has submitted the 2009 Conditions Book for Commission approval. The conditions book includes 33 thoroughbred races, 21 quarter horse races and 6 races that are available to both breeds. Purse money in the amount of \$657,500 is distributed 30/63 between thoroughbreds and quarter horses with 7% available for mixed races.

Included with this agenda item are correspondence from representatives of the Kansas Thoroughbred Association and the Kansas Quarter Horse Racing Association (KQHRA).

COMMISSION ACTION REQUIRED/REQUESTED: Commission review, discussion and approval of the Anthony Downs 2009 Conditions Book.

STAFF RECOMMENDATIONS: As indicated in the KQHRA response, the KQHRA intends on meeting with Dan Bird to resolve their issues by the June 13th meeting. Staff reserves a recommendation on the conditions book until June 13th.

ANTHONY DOWNS

2009 CONDITION BOOK

SIX DAYS

JULY 10, 2009 THRU JULY 19, 2009

Racing Friday, Saturday and Sunday
Racing Under the Supervision of the State of Kansas
Honorable Mark Parkinson, Governor

Kansas Racing & Gaming Commission

Carol Sader - Chair
Glenn Braun, Vice - Chair
William Falstad, Secretary
Kristine McKechnie, Member
Barry Schwan, Member
Stephen Martino, Executive Director
Charles LaBoy, Acting Director of Racing
Patrick Regier, Animal Health Officer

Anthony Fair Association Directors

Dan Bird, President
Allen Thomas, Vice President
Vicky Knapic, Secretary
Mel Kitts, Treasurer
John Gaffney, Legal Counsel

All Inquiries:

Rita Osborn, Racing Secretary
Anthony Downs • P.O. Box 444
Anthony, KS 67003 • 620-842-3600
or 620-842-3796 prior to Monday, July 6, 2009

Anthony Fair Association
P.O. Box 444
Anthony, KS 67003

Note: Conditions, Dates and Added Money for all races are subject to change, availability of funds and the final approval of the Kansas Racing and Gaming Commission. This racemeet is funded, in part by the Kansas Horse Fair Racing Benefit Fund

FIRST DAY - FRIDAY, JULY 10, 2009
(Entries Close on Tuesday, July 7, 2009)

1 FIRST RACE **QH CLAIMING**
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES.
Three Year Old 121 lbs Older 124 lbs.
Maidens 3 lbs.
CLAIMING PRICE \$5,000 250 YARDS

2 SECOND RACE **QH ALLOWANCE**
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD.
Three Year Old 121 lbs Older 124 lbs.
660 YARDS

3 THIRD RACE **KANSAS QH MAIDEN CLAIMING**
PURSE \$10,000 FOR REGISTERED KANSAS BRED MAIDENS, THREE YEAR OLDS AND UPWARD
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 250 YARDS
(ALSO OPEN DIVISION SAME PURSE)

4 FOURTH RACE **QH CLAIMING**
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON THREE RACES IN 2008-2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 220 YARDS

5 FIFTH RACE **MAIDEN ALLOWANCE**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDEN TWO YEAR OLDS.
Weight 120 lbs.
ABOUT 4 1/2 FURLONGS

6 SIXTH RACE **KANSAS BRED CLAIMING**
PURSE \$10,000 (PLUS \$2,000 KBDF IF ELIGIBLE) FOR REGISTERED KANSAS BRED THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$5,000 ABOUT FOUR AND ONE-HALF FURLONGS
(ALSO OPEN DIVISION SAME PURSE)

Starter fee money will be used to fund Anthony Downs.

FIRST DAY - FRIDAY, JULY 10, 2009
(Entries Close on Tuesday, July 7, 2009)

7 SEVENTH RACE **CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES IN 2009.
Three Year Old 121 lbs Older 124 lbs
Maidens 3 lbs.
CLAIMING PRICE \$2,500 ABOUT 4 1/2 FURLONGS

8 EIGHTH RACE **ALLOWANCE**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES
Three Year Old 121 lbs Older 124 lbs
Maidens 3 lbs.
FIVE FURLONGS
ALT. ABOUT 6 1/2 FURLONGS

9 NINTH RACE **ANTHONY FAIR FUTURITY**
PURSE \$20,000 (PLUS \$4,000 KBDF IF AVAILABLE) FOR TWO YEAR OLDS.
Weight 120 lbs
FIVE FURLONGS +30 YARDS

10 TENTH RACE **MAIDEN/CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS, THREE YEAR OLDS AND UPWARD
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 FIVE FURLONGS +30 YARDS

S1 RACE **CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS, THREE YEAR OLDS AND UPWARD
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 (ABOUT FOUR AND ONE-HALF FURLONGS)

S2 SUBSTITUTE RACE NO. 2 **ALLOWANCE**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON A RACE IN 2009
Three Year Old 121 lbs Older 124 lbs.
FIVE FURLONGS + 30 YARDS

Starter fee money will be used to fund Anthony Downs.

SECOND DAY - SATURDAY, JULY 11, 2009
(Entries Close on Wednesday, July 8, 2009)

1 FIRST RACE KANSAS QH CLAIMING
PURSE \$8,000 FOR REGISTERED KANSAS BRED THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON A RACE IN 2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$5,000
(OPEN DIVISION SAME PURSE) 250 YARDS
(ALT. 660 YARDS)

2 SECOND RACE ALL BREED ALLOWANCE
PURSE \$8,000 FOR TWO YEAR OLDS WHICH HAVE NEVER WON TWO RACES
Weight 120 lbs
220 YARDS

3 THIRD RACE QH MAIDEN ALLOWANCE
PURSE \$8,000 FOR MAIDENS, TWO YEAR OLDS
Weight 120 lbs.
220 YARDS

4 FOURTH RACE QH ALLOWANCE
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD, NON-WINNERS OF A HOOK RACE IN 2009
Three Year Old 121 lbs Older 124 lbs.
660 YARDS

5 FIFTH RACE KANSAS BRED MAIDEN ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS REGISTERED KANSAS BREDS, THREE YEAR OLDS AND UPWARD.
Three Year Olds 121 lbs. Older 124 lbs.
(OPEN DIVISION SAME PURSE) ABOUT FOUR AND ONE-HALF FURLONGS
(ALT. FIVE FURLONGS +30 YARDS)

6 SIXTH RACE KANSAS BRED MAIDEN ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD
Three Year Old 121 lbs Older 124 lbs.
ABOUT ONE MILE AND 1/16

KANSAS BRED HANDICAP STAKE

Purse \$25,000 guaranteed (plus \$5,000 KBDF if available) for Reg. Kansas Bred three year olds and upward Weights Tuesday, July 14, 2009 (High weights preferred).
(To be run Saturday, July 18, 2009) Five Furlongs +30 Yards

GENE FRANCIS & ASSOC. STAKE

Purse guaranteed \$20,000 (plus \$4,000 KBDF if available) for three years olds and upward. (High weights preferred)
(To be run Saturday, July 18, 2009) About 1 1/16 Mile

THE LAND OF OZ STAKE

Purse \$20,000 guaranteed for three year olds and upward.
Three Year Olds 121 lbs. Older 124 lbs.
Winners preferred in 2008-2009. Order of preference, stakes, handicaps allowance claiming and maiden.
(To be run Sunday, July 19, 2009) 250 Yards

ANTHONY FAIR FUTURITY

Purse \$20,000 guaranteed (plus \$4,000 KBDF if available) for two years old Weights Monday, July 6, 2009 (high weights preferred).
(To be run Friday, July 10, 2009) Five Furlongs + 30 Yards

ANTHONY FAIR HANDICAP

Purse \$25,000 guaranteed (plus \$5,000 KBDF if available) for three years old and upward. Weights Wednesday, July 15 2009 (high weights preferred).
(To be run Sunday, July 19, 2009) About 6 1/2 Furlongs

KTA DERBY

Purse \$25,000 (plus \$7,500 KBDF if available) for three year old Geldings and Colts eligible from KTA Stallion Auction.
(To be run Saturday, July 11, 2009) About 6 1/2 Furlongs

KTA OAKS

Purse \$25,000 (plus \$7,500 KBDF if available) for Fillies three years old and upward eligible from KTA Stallion Auction.
(To be run Sunday, July 12, 2009) About 6 1/2 Furlongs

KTA FUTURITY

Purse \$25,000 (plus \$10,000 KBDF if available) for two year old Fillies eligible from the KTA Stallion Auction.
(To be run Saturday, July 18, 2009) About 4 1/2 Furlongs

KTA FUTURITY

Purse \$25,000 (plus \$10,000 KBDF if available) for two year old Colts and Geldings eligible from the KTA Stallion Auction.
(To be run Sunday, July 19, 2009) About 4 1/2 Furlongs

Starter fee money will be used to fund Anthony Downs.

The Racing Secretary may determine the status of any preference date established.

10. There are no special dates for Kansas Bred Horses

11. Any discrepancy pertaining to preference dates must be reported to the Racing Secretary

12. In any matter of discretion, the steward's ruling is final

13. All horses need to be on the grounds one hour prior to first post for a vet check.

Workout Rule

(KRGK 112-7-23)

If a horse has not raced in 60 days it shall not start any race before it completes one workout. If a horse has never raced or has not raced within 12 months it shall not start in any race until it has been approved to start by the Stewards and starter and has completed one official workout, however the stewards or animal health officers shall have discretion to require additional workouts.

Any licensee intending to workout a horse shall identify the name of the horse and distance to be worked to the clocker.

Gates will be set Wednesday thru Sunday, weather permitting. Gate hours are 8:00 a.m. until 10:30 a.m. Clocker is available on Wednesday thru Sunday 7:00 a.m. until 11:00 a.m.

Kansas Bred Horses

In all races written for Registered Kansas Breds; if a sufficient number (5) of Kansas Bred horses do not enter, the race will then be opened to Kansas owned horses, with Kansas Breds Preferred; however only Registered Kansas Bred horses will be eligible to receive Kansas Bred Supplement monies.

Kansas Bred Overnight Race Supplements

Quarter Horses: None

Thoroughbreds:

Anthony Downs Estimates 20% of all Race Purse for KBDF Purse Supplements (if available). Supplement to only Kansas bred registered horses running first, second or third.

All KBDF purse supplements for overnight races to be distributed:

1st - 60% 2nd - 25% 3rd - 15%

NOTE: Conditions, Dates and Purse Supplement Money for all races are subject to change, availability of funds and the final approval of the Kansas Racing & Gaming Commission.

FEATURE RACES

HARPER COUNTY HANDICAP

Purse \$25,000 Guaranteed (Plus \$5,000 KBDF if available) for three years old and upward, weights Wednesday, July 8, 2009. (High weights preferred).
(To be run Sunday, July 12, 2009) **Five Furlongs +30 Yards**

SECOND DAY - SATURDAY, JULY 11, 2009

(Entries Close on Wednesday, July 8, 2009)

7 SEVENTH RACE CLAIMING
PURSE \$6,000 (PLUS \$1,200 KBDF IF AVAILABLE) FOR FILLIES AND MARES THREE YEARS OLD AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 FIVE FURLONGS (ALT. SEVEN FURLONGS)

8 EIGHTH RACE ALL BREED ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF ELIGIBLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES.
Three Year Olds 121 lbs Older 124 lbs.
660 YARDS

9 NINTH RACE MAIDEN CLAIMING
PURSE \$10,000 (PLUS \$2,000 KBDF IF ELIGIBLE) FOR THREE YEARS OLD AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2008-2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$7,500 SEVEN FURLONGS (ALT. FIVE FURLONGS)

10 TENTH RACE KTA DERBY
PURSE \$25,000 (PLUS \$7,500 KBDF IF AVAILABLE) FOR THREE YEAR OLD GELDINGS AND COLTS ELIGIBLE FROM KTA STALLION AUCTION
Three Year Old 121 lbs
ABOUT 6 1/2 FURLONGS

S1 RACE CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF ELIGIBLE) FOR THREE YEAR OLDS AND UPWARD. NON WINNERS OF A RACE IN 2009.
Three Year Olds 121 lbs Older 124 lbs.
CLAIMING PRICE \$2,500 ABOUT 4 1/2 FURLONGS (ALT. ABOUT 6 1/2 FURLONGS)

S2 SUBSTITUTE RACE NO 2 ALL BREED MAIDEN ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF ELIGIBLE) FOR ALL BREEDS MAIDEN THREE YEAR OLDS AND UPWARD.
Three Year Old 121 lbs Older 124 lbs.
ABOUT 1,000 YARDS

Starter fee money will be used to fund Anthony Downs.

THIRD DAY - SUNDAY, JULY 12, 2009

(Entries Close on Thursday, July 9, 2009)

1 FIRST RACE QH ALLOWANCE
 PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES
 Three Year Old 121 lbs Older 124 lbs.
 Maidens 3 lbs.
250 YARDS

2 SECOND RACE ALL BREED ALLOWANCE
 PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD
 Three Year Old 121 lbs Older 124 lbs.
250 YARDS

3 THIRD RACE QH MAIDEN ALLOWANCE
 PURSE \$8,000 FOR MAIDENS, THREE YEAR OLDS AND UPWARD.
 Three Year Olds 121 lbs Older 124 lbs.
250 YARDS

4 FOURTH RACE KANSAS BRED QH CLAIMING
 PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON A RACE IN 2009.
 Three Year Old 121 lbs Older 124 lbs.
 CLAIMING PRICE \$2,500
660 YARDS
ALT. 250 YARDS

5 FIFTH RACE MAIDEN CLAIMING
 PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS THREE YEARS OLD AND UPWARD.
 Three Year Olds 121 lbs Older 124 lbs.
 CLAIMING PRICE \$3,500
ABOUT SIX AND ONE-HALF FURLONGS
(ALTERNATE FIVE FURLONGS)

6 SIXTH RACE CLAIMING
 PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON A RACE SINCE MAY 25, 2009.
 Three Year Old 121 lbs Older 124 lbs.
 CLAIMING PRICE \$3,500
ABOUT SIX AND ONE-HALF FURLONGS
ALTERNATE FIVE FURLONGS

All horses intended for racing at Anthony Downs will be assigned a preference date. Dates assigned will be three types All non Maiden races are winners preferred.

O - Date This date can only be attained if a horse's toal papers are submitted to the racing secretary at least the day before Tuesday, July 7 2009 when entries are taken for the first day of the meeting

E - Date This date will correspond to the day when a horse's toal papers are submitted to the racing secretary if after the deadline for the O - Date

R - Date This date will correspond to the day of a horse's most recent race (excluding Stakes and Trials) at Anthony Downs. An R - Date will also be assigned to a horse which scratches or the day a horse comes off a list at Anthony Downs.

1. Preference dates will not supersede the conditions of a race

2. Preference shall be given in all races, except trials, handicaps and stakes, according to a horse's last previous race during the current meeting. The preference date on a horse that has drawn into a race and has been scratched is the date of the race from which the horse has been scratched

3. Preference dates are good for any type of race or distance with the exception of trials, stakes and handicaps.

4. Preference dates shall be claimed at time of entry. In all cases the best preference date shall be preferred.

5. In cases where entry (E) and running (R) dates are the same, the horse with the entry date will be preferred.

6. Horses which are drawn into the body of a race will receive a running date corresponding to the date on which they are to run and will lose all dates previously held

7. Horses placed on the veterinarian's list, steward's list or starter's list lose any preference date. Horses on these lists shall be given a preference date corresponding to the date that they come off the list and are eligible for entry.

8. Preference dates remain the same regardless of a change on the ownership or trainer.

9. Horses with established dates will lose that preference if the papers are withdrawn from the Racing Office and must re-establish a date at this meeting. Should a horse's papers be withdrawn from the Racing Office for just cause (ie: change of ownership, corrections etc.) the horse may not lose this date.

Starter fee money will be used to fund Anthony Downs.

veterinarian may register unlicensed guests with either the stable gate or at the office for admittance to the backside during restricted hours. The licensed owner, trainer, jockey or veterinarian will be held responsible for their conduct and safety in restricted areas.

12. No licensee shall have on their person or among their personal effects, while on the grounds of Anthony Downs, a hypodermic syringe or needle, or any medication or drugs prohibited under the Kansas Racing & Gaming Commission rules.

13. No licensee shall have on their person or among their personal effects, while on the grounds of Anthony Downs, an electrical or mechanical device that may effect the normal performance of a horse.

14. No licensee or other person shall possess, carry or exhibit a deadly weapon except for a duly authorized enforcement officer. No person shall disturb the peace on Anthony Downs grounds.

15. No licensee or other person shall have in their possession any narcotic or hallucinogenic drug, marijuana, or any other drug listed under drug laws of the State of Kansas.

16. No person shall use improper, profane or indecent language to any Anthony Downs or Kansas Racing & Gaming Commission representative while in the performance of their duty.

17. The speed limit within the stable area is no more than 5 MPH and limited to a speed safe for the persons and horses in that area.

18. Repairing and dismantling of motorized vehicles on Anthony Downs grounds is prohibited.

19. There will be no deliveries in the stable area between 6 a.m. and 10 a.m. (training hours).

20. Except for greyhounds entered to race, no dogs will be permitted on Anthony Downs grounds.

21. Washers, ice machines or any mechanical devices will not be placed outside of the stables.

22. Stall bedding will be restricted to wheat straw or saw dust unless designated otherwise by the general manager of Anthony Downs.

23. Race horses must be walked to and from the track. Do not gallop or jog horses in the stable area. Lead ponies must be ridden with care at walk.

24. Horses are not to be tied to anything that is not designated for that purpose.

FLIPPING HALTERS:

Flipping halters may be used at your own risk with the consent of the starter. If in the Stewards sole discretion, the late break of a horse is due to a flipping halter there will be no recourse whatsoever including the refund of any fees.

Management reserves the right to change the rules and regulations of Anthony Downs at any time. Note: Conditions, dates and added money for all stakes races are subject to change, availability of funds and the approval of the Kansas Racing & Gaming Commission.

Preference Date System

THIRD DAY - SUNDAY, JULY 12, 2009

(Entries Close on Thursday, July 9, 2009)

7 SEVENTH RACE KANSAS BRED CLAIMING
PURSE \$10,000 (PLUS \$2,000 KBDF IF AVAILABLE) FOR REGISTERED KANSAS BRED THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2008-2009.
Three Year Old 121 lbs Older 124 lbs
CLAIMING PRICE \$3,500 ABOUT 6 1/2 FURLONGS - ALT. FIVE FURLONGS
(OPEN DIVISION SAME PURSE)

8 EIGHTH RACE ALL BREED ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR ALL BREEDS THREE YEARS OLD AND UPWARD.
Three Year Olds 121 lbs Older 124 lbs.
660 YARDS

9 NINTH RACE HARPER COUNTY HANDICAP
PURSE \$25,000 GUARANTEED (PLUS \$5,000 KBDF IF AVAILABLE) FOR THREE YEARS OLD AND UPWARD. WEIGHTS THURSDAY, JULY 9, 2009. (HIGH WEIGHTS PREFERRED)
FIVE FURLONGS +30 YARDS

10 TENTH RACE KTA OAKS
PURSE \$25,000 (PLUS \$7,500 KDBF IF AVAILABLE) FOR FILLIES THREE YEAR OLDS AND UPWARD FROM THE STALLION AUCTION.
Three Year Old 121 lbs Older 124 lbs.
ABOUT 6 1/2 FURLONGS

S1 RACE ALL BREED MAIDEN ALLOWANCE
PURSE \$8,000 FOR MAIDEN TWO YEAR OLDS.
Weight 120 lbs.
220 YARDS

S2 SUBSTITUTE RACE NO 2 CLAIMING
PURSE \$6,000 (PLUS \$1,200 KBDF IF AVAILABLE) FOR COLTS AND GELDINGS THREE YEAR OLDS AND UPWARD. NON WINNERS OF A RACE IN 2009.
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$2,500 ABOUT 4 1/2 FURLONGS

Starter fee money will be used to fund Anthony Downs.

FOURTH DAY - FRIDAY, JULY 17, 2009

(Entries Close on Tuesday, July 14, 2009)

1 FIRST RACE **QH ALLOWANCE**
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES

Three Year Old 121 lbs Older 124 lbs.
250 YARDS
(ALT. 660 YDS.)

2 SECOND RACE **KANSAS QH CLAIMING**
PURSE \$8,000 FOR REGISTERED KANSAS BREDS THREE YEARS OLD AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009 (CLAIMING RACES OF \$2,500 OR LESS NOT CONSIDERED IN ELIGIBILITY)

Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500
(OPEN DIVISION SAME PURSE) 250 YARDS

3 THIRD RACE **ALL BREED MAIDEN ALW**
PURSE \$8,000 FOR FOR ALL BREEDS MAIDENS, THREE YEAR OLDS AND UPWARD.

Three Year Olds 121 lbs Older 124 lbs.
220 YARDS
ALT. 660 YARDS

4 FOURTH RACE **ALL BREED CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR ALL BREEDS THREE YEARS OLD AND UPWARD WHICH HAVE NOT WON A RACE AT 770 YDS OR OVER IN 2009.

Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 660 YARDS

5 FIFTH RACE **MAIDEN CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS, THREE YEARS OLD AND UPWARD

Three Year Olds 121 lbs Older 124 lbs
CLAIMING PRICE \$3,500 FIVE FURLONGS - ALT. SEVEN FURLONGS

6 SIXTH RACE **CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON A RACE IN 2009

Three Year Old 121 lbs Older 124 lbs
CLAIMING PRICE \$2,500 ABOUT SIX AND ONE-HALF FURLONGS

uials to head and/or tail a horse in the starting gate shall rest with the trainer

COGGINS RULE:

No person shall enter or start a horse in a race unless a certificate reflecting a negative Coggins Test, performed upon the horse within the immediate past 12 months is on file in the racing office.

2009 JOCK MOUNT FEES:

The Minimum Jock Mount tee for starting a horse at Anthony Downs will be \$60.00. This does not include a \$20.00 Misc. Starting Cost. Jock Mount money for KBDF funds added to a race are the responsibility of the owner and will not be paid by Anthony Downs.

2009 STARTING FEES:

Purse \$6,000 - \$400	Purse \$12,500 - \$600
Purse \$8,000 - \$500	Purse \$20,000 - \$800
Purse \$10,000 - \$500	Purse \$25,000 - \$1,000

ANTHONY DOWNS STABLE AREA RULES & REGULATIONS

1. Admittance to Stable Area is restricted to current KRGK licensed owners, jockeys, racing officials, trainers and their employees. The employees of each stable must be licensed and all persons having business in the stable area must register at the Stable Gate and be issued proper credentials. Trainers are required to file an Application for Stabling for other than overnight stalling.
2. All stables and working areas must be authorized and assigned by Anthony Downs before being occupied. Any person occupying stalls and working areas without the necessary permission is subject to eviction, fine, suspension, and/or ejection by Anthony Downs or the Stewards.
3. Sleeping in stalls, feed rooms, tack rooms is strictly prohibited.
4. Trainers will be responsible for the conduct of their employees and the appearance of their stalls and working areas.
5. There shall be no heaters in the stables including the stalls, tack rooms, feed rooms or wash racks.
6. There shall be no hot plates, frying pans, or cooking utensils in the stables including the stalls, tack rooms, feed rooms, or wash racks (Microwave ovens are acceptable).
7. Smoking is not allowed in the stables including the stalls, tack rooms, feed rooms or wash racks.
8. The use of infrared heat lamps is prohibited unless such use is prescribed by a veterinarian. If prescribed, the lamp(s) must be attended by a competent individual throughout the use thereof. Evidence that the lamp(s) were prescribed by a veterinarian shall be upon request of any security, fire protection or track official.
9. Instant hot water heaters, consisting of a single or multiple electrodes that are placed in buckets of feed or water are prohibited.
10. The use of extension cords within the stables including the stalls, tack rooms, feed rooms or wash racks are prohibited.
11. Subject to KRGK rules and regulations a licensed owner, trainer, jockey or

Starter fee money will be used to fund Anthony Downs.

Stewards will name a rider and the trainer maybe subjected to a fine. Once a rider has been named by the Trainer that rider is obligated to ride the horse unless a double jock mount is paid.

In Thoroughbred races trainers must have an apprentice engaged before claiming apprentice allowance. When an apprentice rider has more than one mount in a specific race and the apprentice rider or their agent is not at the draw to make a first call/preference, that apprentice rider will be taken off of all mounts named on and the apprentice weight allowance (bug) will be lost on all the horses on which that apprentice rider was named. If the apprentice rider or their agent is at the draw to make a first call/preference, the remaining horses that the apprentice rider was named on will be left open until 9:00 a.m. the day after entry with the apprentice weight intact. However, another apprentice rider must be named no later than 9:00 a.m. the day after entry or the apprentice allowance (bug) will be waived and a journeyman rider will ride the horse.

When a rider has a spouse that is an owner/trainer, that rider must ride the spouses horse in that particular race or not participate.

Each jockey mount fee for a horse in a race shall be on deposit with the horseman's bookkeeper before the time for weighing out.

In the absence of a written contract or special agreement between the parties, the minimum jockey mount shall be \$60.00. All other fees shall follow the jockey mount fee table in the Kansas Racing & Gaming Commission Rules and Regulations.

SCRATCHES:

Scratches must be made by 9:00 a.m. the day following entries. A scratch of a horse from a Stakes or Nomination race may be made until one hour prior to post time for that race after which time the starting of such horse is obligatory.

EQUIPMENT:

Trainers must be consistent in the use of equipment. Permission to change equipment must be secured prior to entry with the Paddock Judge. Permission of the Starter is also required for any change in the use of blinkers or the use of a flipping halter.

BLEEDER:

A bleeder is placed on the Bleeder's/Veterinarian's List, according to the Kansas Racing & Gaming Commission rules and regulations, will be not permitted to race until such horse is removed from the Bleeder's/Veterinarian's List by the Animal Health Officer.

KANSAS BRED:

All horses entered as accredited Kansas-Bred in Kansas-Bred races must be registered in the Kansas-Bred Program and have foal registration papers stamped as such by the Kansas Bred registering agency.

HEADING OF HORSES:

Except as provided by KRC rule, the responsibility to provide qualified individ-

FOURTH DAY - FRIDAY, JULY 17, 2009

(Entries Close on Tuesday, July 14, 2009)

7 SEVENTH RACE **CLAIMING**
PURSE \$10,000 (PLUS \$2,000 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$5,000 **ABOUT 6 1/2 FURLONGS**
ALT. FIVE FURLONGS

8 EIGHTH RACE **ALLOWANCE**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES
Three Year Olds 121 lbs Older 124 lbs
FIVE FURLONGS

9 NINTH RACE **CLAIMING**
PURSE \$6,000 (PLUS \$1,200 KBDF IF AVAILABLE) FOR FILLIES AND MARES THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009.
Three Year Olds 121 lbs Older 124 lbs
CLAIMING PRICE \$2,500 **FIVE FURLONGS**

10 TENTH RACE **ALL BREED ALLOWANCE**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009
Three Year Old 121 lbs Older 124 lbs.
660 YARDS

S1 SUB. RACE NO. 1 **ALL BREED CLAIMING**
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES
Three Year Olds 121 lbs Older 124 lbs.
CLAIMING PRICE \$5,000 **250 YARDS**

S2 SUBSTITUTE RACE NO 2 **MAIDEN CLAIMING**
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS THREE YEARS OLD AND UPWARD
Three Year Old 121 lbs Older 124 lbs.
CLAIMING PRICE \$3,500 **4 1/2 FURLONGS**

Starter fee money will be used to fund Anthony Downs.

FIFTH DAY - SATURDAY, JULY 18, 2009

(Entries Close on Wednesday, July 15, 2009)

1 FIRST RACE ALL BREED CLAIMING
 PURSE \$8,000 FOR ALL BREEDS THREE YEARS OLD AND UPWARD WHICH
 HAVE NEVER WON THREE RACES.
 Three Year Old 121 lbs. Older 124 lbs.
CLAIMING PRICE \$3,500 220 YARDS

2 SECOND RACE QH CLAIMING
 PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON
 TWO RACES IN 2008-2009
 Three Year Old 121 lbs. Older 124 lbs.
CLAIMING PRICE \$2,500 250 YARDS

3 THIRD RACE KANSAS QH MAIDEN ALLOWANCE
 PURSE \$8,000 FOR KANSAS BRED MAIDENS TWO YEAR OLDS.
 Weight 120 lbs. Older 124 lbs.
(OPEN DIVISION SAME PURSE) 220 YARDS

4 FOURTH RACE KTA FUTURITY
 PURSE \$25,000 (PLUS \$10,000 KBDF IF AVAILABLE) FOR TWO YEAR OLD FIL-
 LIES ELIGIBLE FROM STALLION AUCTION
 Weight 120 lbs.
4 1/2 FURLONGS

5 FIFTH RACE MAIDEN ALLOWANCE
 PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR MAIDENS, THREE YEARS
 OLD AND UPWARD
 Three Year Olds 121 lbs. Older 124 lbs.
FIVE FURLONGS +30 YARDS
(ALTERNATE SEVEN FURLONGS)

6 SIXTH RACE KANSAS BRED CLAIMING
 PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR REGISTERED KANSAS
 BRED THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON TWO RACES
 IN 2008-2009
 Three Year Old 121 lbs. Older 124 lbs.
CLAIMING PRICE \$2,500 FIVE FURLONGS +30 YARDS
(OPEN DIVISION SAME PURSE) (ALT. ABOUT FOUR AND A HALF FURLONGS)

ments will be made in recorded time of trials for head wind trial wind, off track, etc. Should a mechanical failure occur within the electronic timer on any time trials, the winner from that trial will be selected by official hand timing. Times shall be assigned to the other horses in the race based on their relative position on the photo strip. If no photo strip is obtained, it can have no bearing as to not constituting a race. If there are more Trial heats than can be run in one program, they will be divided by draw and may run on two separate days. The fastest times of each division will be used to select finalists taking the five fastest from each division for the finals, the next five from each division for the First Consolation, etc. This will not be done unless it is absolutely necessary. This will be determined at the earliest possible date by track management and the stewards.

(Thoroughbreds)

Thoroughbreds will be selected on order of finish in each trial race. Each trial race shall consist of not more than (8) eight horses. The trials shall be raced under the same conditions as the stakes. If a dead heat occurs and it is necessary to eliminate a horse, the stewards shall determine the winner by draw.

If the starting gate fails to open due to mechanical failure, or if a horse is inadvertently left behind the gate when the field is dispatched during the running of the Trials, such horse shall be declared a non-starter and all starting fees shall be refunded from the purse to the owner of said horse. During the running of the finals or Consolation such horse shall be declared a non-starter and shall be classified as a scratched horse and shall be paid last place money in said race. In the event 8 or less horses are eligible in a race or 440 Yards or less or eight (8) or less horses are eligible in a race or more than 440 Yards to run in the Trials of a feature race, only finals may be run on the advertised date.

ALSO ELIGIBLE LIST:

There will be no "Also-Eligible List" for Trials. Consolation or Finals. An owner may nominate as many horses as desired, if one or more nominations are withdrawn before the race be sure to specify which nomination(s) are so withdrawn when making payments. In order to present a full field to the wagering public, nominations or subscriptions to any Stakes or Feature Races may be refused, canceled or refunded without liability, at any time prior to the running thereof, except for the service charge deducted at the time of nomination. All payments must be postmarked no later than dates due and should be sent by registered or certified mail. **THE SENDER'S RECEIPT MUST BE PRESENTED AS PROOF OF PAYMENT SHOULD ANY DISCREPANCY OCCUR.** Any payments postmarked on or before dates due, but received later than ten (10) days from the date may not be accepted. Anthony Downs reserves the right to determine eligibility.

CONSOLATION RACES MAY NOT RUN THE SAME DAY AS FINALS. NAMING OF RIDERS AND FEES:

Trainers should name a rider at time of entry, but no later than 8:00 a.m., the day after entry. If no rider has been named by 8:00 a.m. the day after entry, the

Starter fee money will be used to fund Anthony Downs

UNDER KANSAS LAW, THERE IS NO LIABILITY FOR AN INJURY TO OR THE DEATH OF A PARTICIPANT IN DOMESTIC ANIMAL ACTIVITIES RESULTING FROM THE INHERENT RISKS OF DOMESTIC ANIMAL ACTIVITIES, PURSUANT TO K.S.A. 60-4001 THROUGH 60-4004. AS A PARTICIPANT, YOU ARE ASSUMING THE RISK OF PARTICIPATING IN THIS DOMESTIC ANIMAL ACTIVITY.

THE MANAGEMENT of Anthony Downs reserves the right to divide the Added Money in any Handicap or Stakes which may be run in more than one division. In Stakes and Handicaps, high weights will be preferred unless otherwise stated. Horses not drawing a starting position will receive a refund of all fees except service charge.

TRAINER RESPONSIBILITY:

All owners and trainers are to be properly licensed as required by the Kansas Racing & Gaming Commission. No entry will be received and no stabling will be permitted except upon conditions that all disputes, claims and objections arising out of racing or with respect to interpretations of any rules, conditions of races, or otherwise shall be decided by the Kansas Racing & Gaming Commission, the Stewards, or Anthony Downs, as the case may be, and such decisions upon all points shall be final. All horses either by time or performance, that do not meet Anthony Downs Eligibility Rules will be ineligible for entry. Time and/or performance standards are to be set prior to the opening of each race meeting. **(Certificates of Foal Registration must be on file with the Racing Secretary prior to starting. Only the trainer or his authorized designee can check out Certificates of Foal Registration).** In all stakes and features races or trials for these races, entry must be made through the entry box by the usual time of closing. Being paid for such race does not guarantee entry. Refer to your condition book for entry times and dates.

FINANCIAL OBLIGATIONS:

Prior to racing, owners are required to have on deposit with the horseman's bookkeeper the amount required to cover all costs of starting a horse. **Owners are responsible for Jock Mounts and all other fees incurred.** There will be a \$35.00 service charge on all worthless or returned checks for these items.

TERMS AND CONDITIONS FOR TRIAL RACES: (Quarter Horses)

The procedure to select finalists will be on a time basis in increments of .01 seconds UNLESS OTHERWISE SPECIFIED IN THE CONDITIONS. Each Trial shall consist of not more than 8 horses. The trials shall be raced under the same conditions as the stakes. Times of horses in Trials will be determined by electronic timer. In the event that two or more time trial contestants have the same qualifying time and a tie exists, a draw by lot will be conducted to determine eligibility to compete in the final. (Except in the event that said entrants compete in the same trial race and no dead heat exists; the horse that finishes in the best position will automatically qualify). In the event that a horse is disqualified during the running of a trial heat, said horse will be awarded the time of the horse that he/she places behind plus 1/100th of a second. No adjust-

FIFTH DAY - SATURDAY, JULY 18, 2009

(Entries Close on Wednesday, July 15, 2009)

7 SEVENTH RACE CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NOT WON THREE RACES IN 2008-2009.
Three Year Olds..... 121 lbs. Older..... 124 lbs.
CLAIMING PRICE \$3,500 FIVE FURLONGS +30 YARDS
ALT. SEVEN FURLONGS

8 EIGHTH RACE KANSAS BRED HANDICAP STAKE
PURSE \$25,000 GUARANTEED (PLUS \$5,000 FROM KS. BRED DEVELOPMENT FUND FOR REG. KANSAS BRED THREE YEAR OLDS AND UPWARDS. WEIGHTS WEDNESDAY, JULY 15, 2009. (HIGH WEIGHTS PREFERRED).
FIVE FURLONGS +30 YARDS

9 NINTH RACE CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR FILLIES AND MARES THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON THREE RACES. (OPEN COLTS AND GELDINGS IF LESS THAN 5 FILLIES AND MARES)
Three Year Olds..... 121 lbs. Older..... 124 lbs.
CLAIMING PRICE \$5,000 FIVE FURLONGS

10 TENTH RACE GENE FRANCIS & ASSOC. HANDICAP STAKE
PURSE GUARANTEED \$20,000 (PLUS \$4,000 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD. WEIGHTS WEDNESDAY, JULY 15, 2009. (HIGH WEIGHTS PREFERRED).
ABOUT 1 1/16 MILE

S1 SUBSTITUTE RACE NO. 1 CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD. NON WINNERS IN 2009.
Three Year Olds..... 124 lbs. Older..... 127 lbs.
CLAIMING PRICE \$2,500 ABOUT FOUR AND ONE-HALF FURLONGS
ALT. ABOUT 1 1/16 MILE

S2 SUBSTITUTE RACE NO 2 ALL BREED ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR TWO YEAR OLDS WHICH HAVE NEVER WON TWO RACES.
Weight..... 120 lbs. Older..... 124 lbs.
FIVE FURLONGS

S3 SUBSTITUTE RACE NO 3 ALL BREED CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR ALL BREEDS THREE YEARS OLD AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009.
Three Year Old..... 121 lbs. Older..... 124 lbs.
CLAIMING PRICE \$3,500 ABOUT 1,000 YARDS
ALT. 660 YARDS

Starter fee money will be used to fund Anthony Downs

SIXTH DAY - SUNDAY, JULY 19, 2009
(Entries Close on Thursday, July 16, 2009)

1 FIRST RACE QH ALLOWANCE
PURSE \$8,000 FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES.
Three Year Old 121 lbs. Older 124 lbs.
Maidens 3 lbs.
660 YARDS
(ALTERNATE 220 YARDS)

2 SECOND RACE KANSAS ALL BREED ALLOWANCE
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR ALL BREEDS 3 YEARS OLD AND UPWARD WHICH HAVE NOT WON TWO RACES IN 2009
Three Year Old 121 lbs. Older 124 lbs.
(Open Division Same Purse)
660 YARDS

3 THIRD RACE THE LAND OF OZ STAKE
PURSE \$20,000 FOR THREE YEAR OLDS AND UPWARD
Three Year Olds 121 lbs. Older 124 lbs.
Winners Preferred in 2008-2009. Order of preference STAKES, HDCPS, ALLOWANCE, CLAIMING AND MAIDEN.
250 YARDS

4 FOURTH RACE THE LAND OF OZ STAKE
PURSE \$20,000 FOR THREE YEAR OLDS AND UPWARD
Three Year Olds 121 lbs. Older 124 lbs.
Winners preferred in 2008-2009. Order of preference, STAKES, HDCPS, ALLOWANCE, CLAIMING AND MAIDEN
250 YARDS

5 FIFTH RACE KANSAS BRED MAIDEN CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR REGISTERED KANSAS BRED MAIDENS, THREE YEARS OLD AND UPWARD.
Three Year Olds 121 lbs. Older 124 lbs.
CLAIMING PRICE \$5,000
FIVE FURLONGS
ALTERNATE ABOUT SIX ONE-HALF FURLONGS

6 SIXTH RACE KTA FUTURITY
PURSE \$25,000 (PLUS \$10,000 KBDF IF AVAILABLE) FOR TWO YEAR OLD COLTS AND GELDINGS ELIGIBLE FROM THE STALLION AUCTION.
Weights 120 lbs.
4 1/2 FURLONGS

Default in payment or late payment of any nominations or stake fee, or payment by insufficient check will cancel eligibility and there will be no return on any fees already paid. Anthony Downs reserves the right to cancel or postpone any handicap or stakes for any reason that deems good and sufficient.

Overnight Purse Breakdown will be as follows:

1st	2nd	3rd	4th
55%	20%	15%	10%

All unplaced finishers in Handicap and Stakes races receive the following based on purse amount:

Purse \$25,000 – Unplaced finisher receives \$1,000

Purse \$20,000 – Unplaced finisher receives \$800

All unplaced finishers in Overnights races receive the following based on purse amount:

Purse \$20,000 – Unplaced finisher receives \$800

Purse \$12,500 – Unplaced finisher receives \$600

Purse \$10,000 – Unplaced finisher receives \$500

Purse \$8,000 – Unplaced finisher receives \$500

Purse \$6,000 – Unplaced finisher receives \$400

Licensing: All owners and trainers are to be properly licensed as required by the Kansas Racing and Gaming Commission.

WORKER'S COMPENSATION: K.A.R. 112-4-1 (c) provides: "Each applicant for an occupation license acting as an employer shall submit proof of compliance with the Worker's Compensation Act of the State of Kansas, K.S.A. 44-501 et seq."

Owners are responsible for Jock Mounts,
and all other fees included.

**BEFORE SUBMITTING STAKES NOMINATIONS READ AND BECOME
FAMILIAR WITH ALL RULES AND REGULATIONS.**

TRACK RULES AND REGULATIONS

Anthony Downs will operate under the laws of the State of Kansas, the rules and regulations of the Kansas Racing and Gaming Commission as defined in their Racing Handbook and the regulations as set forth by Anthony Downs. Anthony Downs rules and regulations will not supersede the rules and regulations set forth by the Kansas Racing and Gaming Commission. These rules apply for all racing dates. All dates described herein are subject to the approval of the Kansas Racing and Gaming Commission.

**STATEMENT OF TRACK POLICY AND
DISCLAIMER OF LIABILITY:**

The track management will use reasonable care to avoid accidents, incidents and malfunctions that might cause injury to persons or horses. It is recognized that horse racing is dangerous to both persons and horses and anyone participating in the sport is deemed to "ASSUME THE RISK." Neither the Anthony Fair Association nor Anthony Downs shall not be liable for any injury or death to any person or horse occurring on track property and premises.

Starter fee money will be used to fund Anthony Downs

GENERAL INFORMATION

2009 Meeting: 6 Days

RACING DATES: July 10, 11, 12, 17, 18, 19

POST TIME: Friday - 5:30 p.m.; Sat. and Sun. - 2:00 p.m.

RACING OFFICE HOURS:

Tuesday	8:00 a.m.-5:00 p.m.
Wednesday	8:00 a.m.-5:00 p.m.
Thursday	8:00 a.m.-5:00 p.m.
Friday	2:00 p.m.-Last Race
Saturday	11:00 a.m.-Last Race
Sunday	11:00 a.m.-Last Race

ADDRESS: 521 E. Sherman, Anthony, Kansas

TELEPHONE: (620) 842-3600

FAX NUMBER: (620) 842-3692

HORSEMAN'S BOOKKEEPER: Prior to entry owners are required to have on deposit with the Horseman's Bookkeeper sufficient funds to cover the expenses of starting that horse. Owners are also required to furnish the Horseman's Bookkeeper with their social security number and current address.

STABLE FACILITIES: Stalls will be available for training beginning July 7, 2009. Only those horses approved will be accepted for stabling. HORSES THAT ARE STABLED BUT NOT ENTERED ARE SUBJECT TO A \$2.00 PER DAY CHARGE. Anthony Downs has the exclusive right, in the exercise of its own discretion, to revoke and cancel at any time the use of any or all of its stalls and stable facilities.

ENTRY HOURS: 8:00 a.m. until 11:00 a.m.

ENTRY DAYS:

Tuesday for Friday
Wednesday for Saturday
Thursday for Sunday

HANDICAP AND STAKES: The following rules and purse structure will be used in all Anthony Downs Handicap and Stakes Races except for those that specifically state otherwise.

1st	2nd	3rd	4th	5th
55%	20%	12%	8%	5%

THOROUGHBRED: Anthony Downs estimates 20% of race purse for KBDF purse supplement (if available) for Stakes, Handicap, Allowance, Overnight, Claiming, and Maiden races, except for those sponsored by the KTA, which will be \$7,500 and \$10,000.

SIXTH DAY - SUNDAY, JULY 19, 2009

(Entries Close on Thursday, July 16, 2009)

7 SEVENTH RACE CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLD COLTS AND GELDINGS AND UPWARD NON WINNERS OF TWO RACES IN 2009.
Three Year Old 121 lbs. Older 124 lbs.
CLAIMING PRICE \$5,000 FIVE FURLONGS

8 EIGHTH RACE ALL BREED ALLOWANCE
PURSE \$8,000 (PLUS \$2,500 KBDF IF AVAILABLE) FOR ALL BREEDS THREE YEARS OLD AND UPWARD
Three Years Old 121 lbs. Older 124 lbs.
660 YARDS

9 NINTH RACE ALLOWANCE
PURSE \$12,500 (PLUS \$2,500 KBDF IF AVAILABLE) FOR TWO YEAR OLDS WHICH HAVE NEVER WON TWO RACES
Weight 120 lbs. Maidens Allowed 3 lbs.
FIVE FURLONGS

10 TENTH RACE ANTHONY FAIR HANDICAP
PURSE GUARANTEED \$25,000 (PLUS \$5,000 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD. WEIGHTS WEDNESDAY JULY 15, 2008 (HIGH WEIGHTS PREFERRED).
ABOUT SIX AND ONE-HALF FURLONGS

S1 SUBSTITUTE RACE NO. 1 CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHO HAVE NOT WON TWO RACES IN 2008-2009.
Three Year Olds 121 lbs. Older 124 lbs.
CLAIMING PRICE \$2,500 ABOUT FOUR AND ONE-HALF FURLONGS

S2 SUBSTITUTE RACE NO 2 CLAIMING
PURSE \$8,000 (PLUS \$1,600 KBDF IF AVAILABLE) FOR THREE YEAR OLDS AND UPWARD WHICH HAVE NEVER WON TWO RACES
Three Year Old 121 lbs. Older 124 lbs.
CLAIMING PRICE \$2,500 ABOUT FOUR AND ONE-HALF FURLONGS
ALT. SEVEN FURLONGS

Starter fee money will be used to fund Anthony Downs

Charles LaBoy

From: Dave Assmann [daveassmann1@hotmail.com]
Sent: Friday, May 29, 2009 11:36 AM
To: Charles LaBoy; Dan Bird
Subject: RE: Anthony Conditions Book
Follow Up Flag: Follow up
Flag Status: Red
Attachments: image001.gif

Charles I sent the Anthony book To the board members that have e mails but have not had a response from anyone. I reviewed it an think it is OK. Of course we would like to see more Thoroughbred races but it is much better than Eureka's. All the KTA stakes races are included that we requested. Thanks David Assmann; President KTA.

Subject: RE: Anthony Conditions Book
Date: Wed, 20 May 2009 14:36:11 -0500
From: Charles.LaBoy@krgc.ks.gov
To: robertr@pixius.net; daveassmann1@hotmail.com

This version might be easier to read.
Charles

From: Charles LaBoy
Sent: Wednesday, May 20, 2009 11:28 AM
To: 'robertr@pixius.net'; 'Dave Assmann'
Subject: Anthony Conditions Book

Anthony would like to get their conditions book out into circulation but before we do that I want to feedback from your respective groups on the book.

Charles LaBoy, CPA
 Director of Audit and Electronic Security
Kansas Racing and Gaming Commission
 Eisenhower State Office Building,
 700 SW Harrison, Suite 500
 Topeka, KS 66603-3754
 (785)296-8370

Hotmail® has ever-growing storage! Don't worry about storage limits. [Check it out.](#)

Charles LaBoy

From: robertr@pixius.net
Sent: Friday, June 05, 2009 11:29 AM
To: Charles LaBoy
Subject: KQHRA Response to 2009 Anthony Condition Book
Attachments: KQHRA_Letter_2009_6_4_Anthony_KRGC.pdf; 2009_ANTHONY__COND_BOOK.pdf

Dear Charles:

Sorry we took so long to respond. I will be contacting Dan Bird to work out possible resolution to what KQHRA sees as inequities in the Condition Book and race format and purses. I believe we will be able to work around this. We look forward to seeing you at Eureka on Saturday June 13, and further addressing the issues and possible remedies.

Robert Rodgers
President, KQHRA

6/5/2009

F.3.d

The Kansas Quarter Horse Racing Association

P.O. Box 228 / 210 N Jefferson • Eureka, KS 67045
Toll Free (866) 583-7510 • (620) 583-7510 • FAX (620) 583-7118
Web Address www.kqhra.com • E-Mail kqhra@sbcglobal.net

June 04, 2009

Kansas Racing and Gaming Commission
700 SW Harrison St., Suite 500
Topeka, KS 66603-3754

Commissioners:

This is a response to the 2009 Condition Book for Anthony Downs. Today I spoke with Dan Bird of Anthony Downs. He indicated that they will only be able to run 6 races on Friday evenings because of darkness. His goal is to run 7 or 8 races each Saturday and Sunday. This would mean that Anthony will most likely run 44 horse races during the 6 day meet. However, the Condition Book shows 10 races in the body of the condition book for each day of racing, plus several "sub" races each day. The total money offered for the 60 races comes to \$657,500. Money allotted to the QH races is \$210,000 (31.94%) and for Thoroughbreds \$447,500 (68.06). The problem with this is that 60 races are not going to run. Only 44 races will be used. In the Condition Book are a total of 9 Stakes races for \$215,000 for Thoroughbreds and 2 stakes races for \$40,000 for Quarter Horses. The large purses will obviously attract a great number of entries and these races will be used in the live racing program. The result is that Quarter Horses will be underpaid about \$50,000 and only if QH's fill every race written for them in the body of the book. QH's would need to fill and Anthony would need to use 23 QH races or nearly 4 QH races each day. If QH's are only given 30% of the races in the Book, two of which are for \$20,000 each, that leaves 11 additional races at \$8,000 each. That means 13 QH races with purses of only \$128,000 (24.7%). The Thoroughbred purses will be \$215,000 in 9 stakes, and 22 overnight races at \$8,000 each. That means 31 Thoroughbred races with purses of \$391,000 (75.3%). This is not even close to 30% of the money for QH's. The imbalance is a direct cause of the numerous stakes races for TB's. The large purses will fill and will run. QH purses need to be adjusted upward by \$50,000 to get the gross purses closer to the 30% minimum.

In the Eureka Downs Condition Book only 7 races were written in the body of the book per race day. This is the amount of races actually used per race day. The Anthony Book shows 10 races per day, even though they will only average 7.33 races per day. In order for the number of races offered and the purses available in those offerings to be somewhat near 30% there will need to be an adjustment in the purse structure for QH's as well as possibly adding some additional feature races.

The 2009 Anthony Condition Book has already been sent. The horses have left the corral and it is too late to close the gate. We (KQHRA and Quarter Horsemen) will need to work with Dan Bird, Anthony Downs, and the Racing Secretary to make sure the proper number of races and purse levels are achieved.

Sincerely,

Robert Rodgers

Robert Rodgers
PRESIDENT, KQHRA
9237 N West Rd • Hesston, KS 67062
(620) 327-2626

Renee Jones
SECRETARY, KQHRA
P.O. Box 228 • 210 N Jefferson
Eureka, KS 67045

2009 ANTHONY DOWNS CONDITION BOOK

2009 ANTHONY DOWN CONDITION BOOK

Day 1			
Race 1	\$8,000		
Race 2	\$8,000		
Race 3	\$10,000		
Race 4	\$8,000		
Race 5		\$8,000	
Race 6		\$10,000	
Race 7		\$8,000	
Race 8		\$8,000	
Race 9		\$20,000	Anthony Fair Futurity
Race 10		\$8,000	
	<hr/>	<hr/>	
	\$34,000	\$62,000	
Day 2			
Race 1	\$8,000		
Race 2	\$8,000		
Race 3	\$8,000		
Race 4	\$8,000		
Race 5		\$8,000	
Race 6		\$8,000	
Race 7		\$6,000	
Race 8		\$8,000	
Race 9		\$10,000	
Race 10		\$25,000	KTA Derby
	<hr/>	<hr/>	
	\$32,000	\$65,000	
Day 3			
Race 1	\$8,000		
Race 2	\$8,000		
Race 3	\$8,000		
Race 4	\$8,000		
Race 5		\$8,000	
Race 6		\$8,000	
Race 7		\$10,000	
Race 8		\$8,000	
Race 9		\$25,000	Harper County Hdcp
Race 10		\$25,000	KTA Oaks
	<hr/>	<hr/>	
	\$32,000	\$84,000	

2009 ANTHONY DOWNS CONDITION BOOK

Day 4

Race 1	\$8,000	
Race 2	\$8,000	
Race 3	\$8,000	
Race 4	\$8,000	
Race 5		\$8,000
Race 6		\$8,000
Race 7		\$10,000
Race 8		\$8,000
Race 9		\$6,000
Race 10		\$8,000

\$32,000

\$48,000

Day 5

Race 1	\$8,000		
Race 2	\$8,000		
Race 3	\$8,000		
Race 4		\$25,000	KTA Futurity (fillies)
Race 5		\$8,000	
Race 6		\$8,000	
Race 7		\$8,000	
Race 8		\$25,000	KS Bred Hdcp
Race 9		\$8,000	
Race 10		\$20,000	Gene Francis Hdcp

\$24,000

\$102,000

Day 6

Race 1	\$8,000		
Race 2	\$8,000		
Race 3	\$20,000	OZ Classic	
Race 4	\$20,000	OZ Classic	
Race 5		\$8,000	
Race 6		\$25,000	KTA Futurity (boys)
Race 7		\$8,000	
Race 8		\$8,000	
Race 9		\$12,500	
Race 10		\$25,000	Anthony Fair Hdcp

\$56,000

\$86,500

2009 ANTHONY DOWNS CONDITION BOOK

All Races	\$210,000		\$447,500
All Races		\$657,500	
	31.9392%		68.0608%

Overnights	\$170,000		\$232,500
Overnights		\$402,500	
	42.2360%		57.7640%

Day 1			\$20,000	Anthony Fair Futurity
Day 2			\$25,000	KTA Derby
Day 3			\$25,000	Harper County Hdcp
Day 3			\$25,000	KTA Oaks
Day 5			\$25,000	KTA Futurity (fillies)
Day 5			\$25,000	KS Bred Hdcp
Day 5			\$20,000	Gene Francis Hdcp
Day 6	\$20,000	OZ Classic		
Day 6	\$20,000	OZ Classic		
Day 6			\$25,000	KTA Futurity (boys)
Day 6			\$25,000	Anthony Fair Hdcp
	<hr/>		<hr/>	
	\$40,000		\$215,000	
		\$255,000		
	15.6863%		84.3137%	

June 2009 - May 2010

Commission Planner

Jun 2009						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

JUNE

13 Commission Meeting in Eureka (Saturday)

JULY

17 Commission Meeting in Anthony

AUGUST

14 Commission Meeting

SEPTEMBER

11 Commission Meeting

OCTOBER

8 Commission Meeting

NOVEMBER

13 Commission Meeting (Tentatively in Dodge City)

DECEMBER

11 Commission Meeting

Dec 2009						
S	M	T	W	T	F	S
	1	2	3	4	5	
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Jul 2009						
S	M	T	W	T	F	S
		1	2	3	4	
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Jan 2010						
S	M	T	W	T	F	S
				1	2	
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

Aug 2009						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Feb 2010						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28						

Sep 2009						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

Mar 2010						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Oct 2009						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Apr 2010						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

Nov 2009						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

May 2010						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					